UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF WISCONSIN

CANDY LAB, INC.,
a Nevada Corporation,

        Plaintiff,

v.

MILWAUKEE COUNTY, a municipal
corporation; MILWAUKEE COUNTY
BOARD OF SUPERVISORS; and
MILWAUKEE COUNTY DEPARTMENT
OF PARKS, RECREATION, AND
CULTURE,

        Defendants.

Case No. 17-CV-00569-JPS

DECLARATION OF LESLIE GUTIERREZ IN SUPPORT OF DEFENDANTS' RESPONSE IN OPPOSITION TO PLAINTIFF'S MOTION FOR PRELIMINARY INJUNCTION

LESLIE A. GUTIERREZ, declares pursuant to 28 U.S.C. § 1746 and under penalty of perjury that the following is true and correct:

1.   I am one of the attorneys for the defendants in the above-captioned matter and I am located in my firm's Milwaukee, Wisconsin office.

2.   I make this declaration based upon my personal knowledge of the facts attested to herein.

3.   On May 31, 2017, I accessed the iTunes webpage for the Texas Rope 'Em application through the software program PageVault.

4.   On May 31, 2017, I also accessed the Google Play webpage for the Texas Rope 'Em application through the software program PageVault.

5.   Page Vault is a tool designed to enable legal professionals to capture and print webpages in a forensically defensible and easily accessible way.

6.   According to its website, Page Vault's patent-pending architecture removes the user from the chain of custody entirely, all the while allowing them to surf and capture evidence in "real-time." The Page Vault browser is hosted on Page Vault's own secure server. Users who use Page Vault's software remotely view and control the browser from their own desktop. Page Vault's browser is engineered to allow users to remotely control their surfing and captures, but also to prevent them from altering the page in any way. Every webpage goes from the Web directly to Page Vault's server, and never crosses the user's desktop. Captured material is immediately time-stamped and digitally signed by Page Vault, and vaulted on Page Vault's secure servers.

7.   Page Vault's captures include key metadata that documents circumstances of collection and storage, as well as the website URL address and IP address.

8.   Using PageVault, on May 31, 2017, I had a screenshot captured of the iTunes webpage for the Texas Rope 'Em application, a copy of which is attached hereto as **Exhibit 1**. The iTunes webpage for the Texas Rope 'Em application indicates that the application is only available in Austin, Texas.

9.   Using PageVault, on May 31, 2017, I had a screenshot captured of the Google Play webpage for the Texas Rope 'Em application, a copy of which is attached hereto as **Exhibit 2**. The Google Play webpage for the Texas Rope 'Em application indicates that the application is only available in Austin, Texas.

Dated this 31st day of May, 2017.

s/ *Leslie A. Gutierrez*
Leslie A. Gutierrez

Document title:	Texas Rope 'Em! on the App Store
Capture URL:	https://itunes.apple.com/us/app/texas-rope-em/id1204453296?mt=8
Captured site IP:	23.217.45.87
Page loaded at (UTC):	Wed, 31 May 2017 16:40:35 GMT
Capture timestamp (UTC):	Wed, 31 May 2017 16:41:12 GMT
Capture tool:	v5.2.1
Page Vault server IP:	54.175.14.236
Browser engine:	Chrome/58.0.3029.81
Operating system:	Microsoft Windows NT 6.2.9200.0 (6.2.9200.0)
PDF length:	4
Portal URL:	https://portal.page-vault.com/#/snapshot/626556
User:	husch-brian

iTunes Preview

iTunes is the world's easiest way to organize and add to your digital media collection.

We are unable to find iTunes on your computer. To download the free app Texas Rope 'Em! by Candy Lab inc., get iTunes now.

Already have iTunes? Click I Have iTunes to open it now.

iTunes 11 For Mac + PC

Free Download ▶

Texas Rope 'Em!

By Candy Lab inc.

Open iTunes to buy and download apps.

View More by This Developer

View in iTunes

Free

Category: Games
Updated: May 07, 2017
Version: 1.2
Size: 255 MB
Language: English
Seller: Candy Lab inc.
©2017 Candy Lab Inc.
Patents Pending, All Rights Reserved.
You must be at least 17 years old to download this app.
Infrequent/Mild Simulated Gambling
Gambling and Contests

Compatibility: Requires iOS 8.1 or later. Compatible with iPhone, iPad, and iPod touch.

Customer Ratings

We have not received enough ratings to display an average for the current version of this application.

More iPhone Apps by Candy Lab inc.

Description

Welcome to Texas Rope Em! The world's first Augmented Reality poker game!

DOWNLOAD Texas Rope 'Em and visit locations to Beat The Dealer & Unlock Achievements!

This poker game is unlike any other! It's fun, it's immersive, it's the greatest poker game in the app store right now!

Visit locations on the map to collect your cards and BEAT THE DEALER!

This is a location-based game and is currently only available in Austin, TX.

Want Texas Rope 'Em in your city? Email: texasropeem@candylab.com

TEXAS ROPE 'EM – HOW TO PLAY
Visit locations on the map to collect your cards
You are dealt a hand of two cards
You can add to your hand by visiting the specific locations on the MAP and collecting a card
Select ONLY one of the two cards at the specific location
You can visit up to three additional locations (for a total of six) after you have acquired your five initial cards
At each of the additional stops, you may choose one of two new cards but you will have to discard one card from your current hand
You can only hold five cards in your deck hand
After playing the hand, all cards are removed
You can play as many times as you want and you'll be dealt new cards each time.
All in Augmented Reality!
Don't forget to share your achievements on social media!
PLAY Texas Rope 'Em and GRAB 'Em by The Cards!

Join the Texas Rope 'Em Community!
Instagram: texasropeem
Twitter: @texasropeem

Candy Lab inc. Web Site ▶   Texas Rope 'Em! Support ▶

What's New in Version 1.2

Icon sizes in the camera mode are now smaller.

iPhone Screenshots

Arch Grants
View in iTunes ›

Leave It Better CC
View in iTunes ›

TEXAS ROPE'EM

Sign in

f Facebook   🐦 Twitter

👤 Email

🔒 Password

Log In

Register   Forgot Password

House Hand   Pair of Jacks

You Win!
You have been entered in our Sweepstakes
Press here to play again ⭐

Your Hand   Three of a kind

Choose a Card

Your Hand
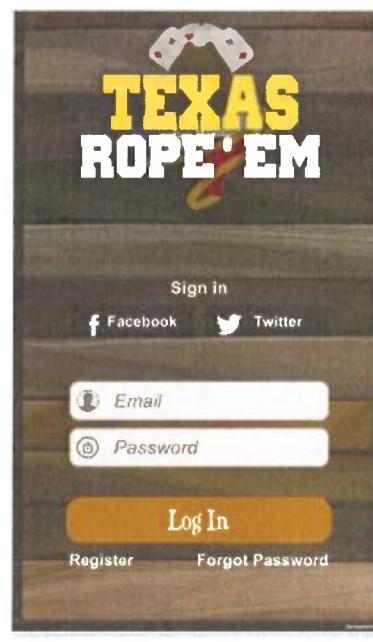
Customers Also Bought

Magic Duels
Games
View in iTunes ›

Metaverse – Go ex...
Games
View in iTunes ›

VR Roller Coaster ...
Games
View in iTunes ›

Really Bad Chess
Games
View in iTunes ›

The Room Three
Games
View in iTunes ›

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@AppStore.

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iTunes on Facebook

Discover and share new music, movies, TV, books, and more.

30M 👍 Like

iTunes on Twitter

Follow us @iTunes and discover new iTunes Radio Stations and the music we love.

🍎 iTunes

Shop and Learn	Apple Store	For Education	Account	About Apple
Mac	Find a Store	Apple and Education	Manage Your Apple ID	Apple Info
iPad	Genius Bar	Shop for College	Apple Store Account	Newsroom
iPhone	Workshops and Learning		iCloud.com	Job Opportunities
Watch	Youth Programs	**For Business**		Press Info
TV	Apple Store App	Apple and Business	**Apple Values**	Investors
Music	Refurbished and Clearance	Shop for Business	Accessibility	Events
iTunes	Financing		Education	Contact Apple
iPod	Reuse and Recycling		Environment	
Accessories	Order Status		Inclusion and Diversity	
Gift Cards	Shopping Help		Privacy	
			Supplier Responsibility	

More ways to shop: Visit an Apple Store, call 1-800-MY-APPLE, or find a reseller.

Document title: Texas Rope 'Em! on the App Store
Capture URL: https://itunes.apple.com/us/app/texas-rope-em/id1304453296?mt=8
Capture timestamp (UTC): Wed, 31 May 2017 16:41:12 GMT

Privacy Policy   Terms of Use   Sales and Refunds   Legal   Site Map

Document title: Texas Rope 'Em! on the App Store
Capture URL: https://itunes.apple.com/us/app/texas-rope-em/id1204452296?mt=8
Capture timestamp (UTC): Wed, 31 May 2017 16:41:12 GMT

Document title:	Texas Rope 'Em! - Android Apps on Google Play
Capture URL:	https://play.google.com/store/apps/details?id=com.candylab.TexasRopeEm
Captured site IP:	216.58.217.78
Page loaded at (UTC):	Wed, 31 May 2017 16:41:28 GMT
Capture timestamp (UTC):	Wed, 31 May 2017 16:41:56 GMT
Capture tool:	v5.2.1
Page Vault server IP:	54.175.14.236
Browser engine:	Chrome/58.0.3029.81
Operating system:	Microsoft Windows NT 6.2.9200.0 (6.2.9200.0)
PDF length:	4
Portal URL:	https://portal.page-vault.com/#/snapshot/626557
User:	husch-brian

Google Play   Search   🔍   ⠿   Sign in
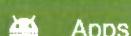
📱 Apps   Categories ⌄   Home   Top Charts   New Releases   ❓   ⚙

My apps

Shop

Games

Family

Editors' Choice

Texas Rope 'Em!

Candy Lab   Card   ★★★★★ 1 👤

T   Teen

Account

Redeem

Buy gift card

My wishlist

My Play activity

Parent Guide

                                        ⊞ Add to Wishlist   **Install**

Family

Editors' Choice

Account

Redeem

Buy gift card

My wishlist

My Play activity

Parent Guide

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REVIEWS

5.0
★ ★ ★ ★ ★
👤 1 total

★ 5	
★ 4	0
★ 3	0
★ 2	0
★ 1	0

WHAT'S NEW

Adjusted size of icon in AR view so it's a smaller and doesn't zoom in as much when selected.

ADDITIONAL INFORMATION

Updated
April 28, 2017

Installs
100 - 500

Current Version
1.1

Requires Android
4.4 and up

Content Rating
Teen
Simulated Gambling
Learn more

Permissions
View details

Report
Flag as inappropriate

Offered By
Candy Lab

Developer
Visit website
Email demo@candylab.com
Privacy Policy

More from developer   See more

Leave It
Celebrate the

Arch Grants
Candy Lab
★★★★✦   FREE

Leave It Better CC
Candy Lab
★★✦   FREE
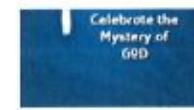
Mystery of God
Candy Lab
★★★★✦   FREE

Gray Seasons
Candy Lab
    FREE